

**US, et al. v. NYC, et al, 07 Civ. 2067 (NGG)**

<b>Plaintiff United States' Exhibits</b>			<b>Defendants' Objections</b>
<b>Ex. No.</b>	<b>Description</b>	<b>Bates Nos.</b>	
PX-1	Second Amended Notice of Examination for Exam 6019 (Pl. Dep. Ex. 5)	USA006965-6967	No Objection
PX-2	6019 Explanation of Test Scores (Pl. Dep. Ex. 533)	DCAS-17530-17535	No Objection
PX-3	Personnel Rules and Regulations of the City of New York, Rule 4 (Pl. Dep. Ex. 27)	USA006256-6273	No Objection
PX- 4a	Summary of Information from Written Exam 6019 Eligibility List	N/A	No Objection
PX-4b	Declaration of Lisa R Moore (CONFIDENTIAL)	N/A	No Objection
PX-5	E-mails from T. Patitucci to M. Hirst, 1. Finkelman, M. Paluszek, W. Klimowicz, dated 11/22/2006 (Pl. Dep. Ex. 316)	DCAS-E-000073857	No Objection
PX-6	E-mail from R. Alexander to T. Patitucci, M Morrongiello, dated 11/29/2006, (Pl. Dep. Ex. 256)	DCAS-E-13607-13613	No Objection
PX-7	E-mail from R. Alexander to W. Klimowicz, dated 12/9/06 (Pl. Dep. Ex. 258)		No Objection
PX-8	E-mail from T. Patitucci to W. Klimowicz, dated 12/15/2006 (Pl. Dep. Ex. 528)	DCAS-E-0014123-14124	No Objection
PX-9	E-mail from P. Bobko to R Alexander, dated 12/20/2006 (Pl. Dep. Ex. 278)	DCAS-E-0014941	FRE 403
PX-10	E-mail from R Alexander to P. Bobko, dated 12/21/2006 (Pl. Dep. Ex. 279) (CONFIDENTIAL)	DCAS-E-21502-21505	No Objection

## US, et al. v. NYC, et al, 07 Civ. 2067 (NGG)

Plaintiff United States' Exhibits			Defendants' Objections
Ex. No.	Description	Bates Nos.	
PX-11	Bobko Invoices (Pl. Dep. Ex. 634)	NYCEXPRT 0000359-381	FRE 402, 403
PX-12	E-mail from T. Patitucci to R. Alexander, dated 1212112006 (pl. Dep. Ex. 259)	DCAS-E 0026092-94	FRE 501 <i>see in limine</i>
PX-13	Comments on 6019 exam questions (pl. Dep. Ex. 223) (CONFIDENTIAL)	DCAS-0013877-13967	No Objection CONFIDENTIAL
PX-14	E-mail from T. Patitucci to J. DeMarco, dated 1212712006 (Pl. Dep. Ex. 529)	DCAS-E-0014230-14231	No Objection
PX-15	Exam 6019 Final Answer Key, January 20,2007 AM Session (Pl. Dep. Ex. 202)	N/A	FRE 403 CONFIDENTIAL
PX-16	Firefighter, Exam No. 6019 Final Answer Key and Examination (Pl. Dep. Ex. R120) (CONFIDENTIAL)	EXAM001-57	No Objection CONFIDENTIAL
PX-17	Expert Report of David P. Jones, Ph.D., dated June 1,2010 (Def. Dep. Ex. C (relief phase))	N/A	No Objection
PX-18	Expert Report of David P. Jones, Ph.D., and Leaetta M. Hough, Ph.D., dated July 31, 2008 (Def Dep. Ex. A (liability phase))	N/A	No Objection
PX-19	Defendant's Responses and Objections to Plaintiffs-Intervenors' First Set of Relief Phase Requests for Admission and Third Set of Relief Phase Requests for the production of Documents and Interrogatories (dated June 29,2010) Responses to Requests for Admission 4-5 and Response to Interrogatory 12 (regarding RFA 5)	N/A	No Objection

## US, et al. v. NYC, et al, 07 Civ. 2067 (NGG)

## Plaintiff United States' Exhibits

Defendants'  
Objections

Ex. No.	Description	Bates Nos.	
PX-20	"Firefighter Item Review" Forms for Situational Judgment Exercises	DCAS 0020682, DCAS 20695-20697, DCAS 20717-20731, DCAS 20766-20804, DCAS 20822-20831, DCAS 20849-20861, DCAS 20944-20945, DCAS 21996-21999, DCAS 22002, DCAS 22615-22646	No Objection
PX-21	Third Amended Notice of Examination for Exam 7029 (Pl. Dep. Ex. 2)	USA002574-2577	FRE 402, 403
PX-22	Second Amended Notice of Examination for Exam 2043 (Pl. Dep. Ex. 4)	USA00257Q-73	FRE 402, 403
PX-23	Physical/Cognitive Contributions to Task Area Performance (Pl. Dep. Ex. 242)	DCAS-0016940-16946	No Objection
PX-24	Firefighter Survey Requirements of Physical Abilities vs. Cognitive Abilities (Pl. Dep. Ex. 243)	NYC13415I-134157	No Objection
PX-25	Handwritten Notes (PL Dep. Ex R126)	N/A	No Objection
PX-26	Job Analysis Report (Pl. Dep. Ex. 149)	DCAS-0008649-0008768	No Objection
PX-27	Situational Exercise Answer and Rating Sheet for Rater 17 (Pl. Dep. Ex. R108)	EXAM00753-763	No Objection
PX-28	Situational Exercise Answer and Rating Sheet for Rater 23	EXAM001240-1250	No Objection
PX-29	Situational Exercise Answer and Rating Sheet for Rater 24	EXAM001251-1261	No Objection
PX-30	Situational Exercise Answer and Rating Sheet for Rater 25	EXAM001262-1272	No Objection

**US, et al. v. NYC, et al, 07 Civ. 2067 (NGG)**

<b>Plaintiff United States' Exhibits</b>			<b>Defendants' Objections</b>
<b>Ex. No.</b>	<b>Description</b>	<b>Bates Nos.</b>	
PX-31	Situational Exercise Answer and Rating Sheet for Rater 27	EXAM001284-1295	No Objection
PX-32	Situational Exercise Answer and Rating Sheet for Rater 35	EXAM001373-1383	No Objection
PX-33	Situational Exercise Answer and Rating Sheet for Rater 4	EXAM000797-807	No Objection
PX-34	Situational Exercise Answer and Rating Sheet for Rater 6	EXAM000819-829	No Objection
PX-35	Situational Exercise Answer and Rating Sheet for Rater 7	EXAM000830-840	No Objection
PX-36	Situational Exercise Answer and Rating Sheet for Rater 11	EXAM000874-884	No Objection
PX-37	Situational Exercise Answer and Rating Sheet for Rater 20	EXAM001206-1217	No Objection
PX-38	Situational Exercise Answer and Rating Sheet for Rater 22	EXAM001229-1239	No Objection
PX-39	Situational Exercise Answer and Rating Sheet for Rater 33	EXAM001351-1361	No Objection
PX-40	Cognitive Test Answer and Rating Sheet for Rater 25	EXAM001146-1148	No Objection
PX-41	Cognitive Test Answer and Rating Sheet for Rater 26	EXAM001150-1152	No Objection
PX-42	Cognitive Test Answer and Rating Sheet for Rater 4	EXAM000964-966	No Objection
PX-43	Cognitive Test Answer and Rating Sheet for Rater 11	EXAM000985-987	No Objection

## US, et al. v. NYC, et al, 07 Civ. 2067 (NGG)

Plaintiff United States' Exhibits			Defendants' Objections
Ex. No.	Description	Bates Nos.	
PX-44	Cognitive Test Answer and Rating Sheet for Rater 12	EXAM000988-990	No Objection
PX-45	Cognitive Test Answer and Rating Sheet for Rater 15	EXAM000997-999	No Objection
PX-46	Cognitive Test Answer and Rating Sheet for Rater 3	EXAM000961-963	No Objection
PX-47	Cognitive Test Answer and Rating Sheet for Rater 18	EXAM001006-1008	No Objection
PX-48	Cognitive Test Answer and Rating Sheet for Rater 36	EXAM001190-1192	No Objection
PX-49	Timed Test Answer and Rating Sheets for Rater 34	EXAM001114-1115	No Objection
PX-50	Timed Test Answer and Rating Sheet for Rater 39	EXAM001124-1125	No Objection
PX-51	Perceptual Speed Rating Sheet for Rater 1	EXAM001045	No Objection
PX-52	Perceptual Speed Rating Sheet for Rater 36	EXAM001082	No Objection
PX-53a-53t	Group Exhibit (Demonstrative Exhibits)	N/A	Fed. R. Civ. P. 26 <i>see in limine</i>

**US, et al. v. NYC, et al, 07 Civ. 2067 (NGG)**

<b>Plaintiff United States' Rebuttal/Impeachment Exhibits</b>			<b>Defendants' Objections</b>
<b>Exh. No.</b>	<b>Description</b>	<b>Bates Nos.</b>	
PX-54	Expert Report of Dr. Catherine S. Cline, dated March 17,2010 (Pl. Dep. Ex. R100)	N/A	No Objection
PX-55	Exam 6019 Test Development Report, "Final Draft," 3/1112008 (Pl. Dep. Ex. 200)	DCAS-0015229-15246	No Objection
PX-56	Analysis and Scoring for Examination 6019, Firefighter, FDNY, by Catherine S. Cline, Ph.D., dated September 25, 2008 (pl. Dep. Ex. R117)	DCAS0019479-19507	No Objection
PX-57	Report on the Modified Angoff Workshop for Examination 6019 (New York City Firefighter), by Catherine S. Cline, Ph.D., dated December 29, 2009 (Pl. Dep. Ex. R101)	N/A	No Objection
PX-58	Report on the Readability Level of Examination 6019 in Comparison with Readability Level of the F.D.N.Y. Probationary Firefighter's Manual, by Catherine S. Cline, Ph.D., dated January 29,2010 (Pl. Dep. Ex. R118)	DCAS0019508-19514	No Objection
PX-59	Correlation Coefficients (printed from "Correlation made for new data set August 27th, 2007" in folder "FDNY C. Cline" and subfolder "FF 2007 Score") (PL. Dep. Ex.R121)	N/A	No Objection

**US, et al. v. NYC, et al, 07 Civ. 2067 (NGG)**

<b>Plaintiff United States' Rebuttal/Impeachment Exhibits</b>			<b>Defendants' Objections</b>
<b>Exh. No.</b>	<b>Description</b>	<b>Bates Nos.</b>	
PI-X-1	Expert Report of Joel P. Weisen, dated July 6, 2010 ...	N/A	EXCLUDED
PI-X-2	"Discussion of Abilities and Personal Characteristics," Oct. 13, 2009 (Depo Ex. R-128)	N/A	No Objection
PI-X-3	"Discussion of Abilities and Personal Characteristics," Oct. 14, 2009 (Depo Ex. R-129)	N/A	No Objection
PI-X-4	"Job Analysis Report," Aug. 2006 (Depo Ex. R-417)	DCAS 0017816-34	No Objection
PI-X-5	"Test Specifications" (Depo Ex. PI R-101)	DCAS 0017961-66	No Objection